

AMENDMENTS TO LB 1072

Introduced by Friend, 10.

1 1. Insert the following new section:

2 Sec. 2. Section 66-1852, Revised Statutes Cumulative
3 Supplement, 2006, is amended to read:

4 66-1852 (1) Except as otherwise expressly authorized in
5 the State Natural Gas Regulation Act, no person, public or private,
6 shall extend duplicative or redundant natural gas mains or other
7 natural gas services into any area which has existing natural gas
8 utility infrastructure or where a contract has been entered into
9 for the placement of natural gas utility infrastructure.

10 (2) The prohibition in subsection (1) of this section
11 shall not apply in any area in which two or more jurisdictional
12 utilities share authority to provide natural gas within the same
13 territory under franchises issued by the same city.

14 (3) The prohibition in subsection (1) of this section
15 shall not apply to the extension by a jurisdictional utility of
16 a transmission line connecting to distribution facilities owned or
17 operated by a jurisdictional utility, a city, or a metropolitan
18 utilities district.

19 (4)(a) The prohibition in subsection (1) of this section
20 shall not apply to the extension by a metropolitan utilities
21 district of a transmission line connecting to distribution
22 facilities owned or operated by such metropolitan utilities
23 district.

1 (b) The extension by a metropolitan utilities district
2 of a transmission line connecting to distribution facilities owned
3 or operated by such metropolitan utilities district shall not
4 constitute an enlargement or expansion of its natural gas service
5 area and shall not be considered part of its natural gas service
6 area.

7 (c) The extension of a transmission line by a
8 jurisdictional utility as provided in subsection (3) of this
9 section shall not constitute an enlargement or expansion of the
10 jurisdictional utility's natural gas service area and shall not be
11 considered part of its natural gas service area if the transmission
12 line makes its connection to distribution facilities in a county in
13 which the natural gas service area or a portion of the natural gas
14 service area of a metropolitan utilities district is located.

15 (5) The prohibition in subsection (1) of this section
16 shall not apply to the extension by a city that owns or operates a
17 natural gas utility of a transmission line that connects to its own
18 distribution facilities.

19 (6) For purposes of this section, a transmission line
20 means a pipeline, other than a gathering pipeline, distribution
21 pipeline, or service line, that transports natural gas.

22 (7) Nothing in this section shall be construed to
23 authorize a jurisdictional utility to extend a transmission line to
24 a high-volume ratepayer with an existing source and adequate
25 supply of natural gas that is located outside the area in
26 which that jurisdictional utility has existing natural gas utility
27 infrastructure.

- 1 2. Correct the repealer and renumber the remaining
- 2 sections accordingly.